

WEST VALLEY CITY, UTAH

RESOLUTION 08-93

**A RESOLUTION REVOKING RESOLUTION NO. 05-175
AND APPROVING AMENDMENT 3 TO AN AGREEMENT
BETWEEN WEST VALLEY CITY AND IVORY LAND
CORPORATION FOR THE PURCHASE AND
DEVELOPMENT OF LAND AT APPROXIMATELY 5200
SOUTH 5600 WEST.**

WHEREAS, the City and Ivory Land Corporation have previously entered into the Westridge Agreement for the Purchase and Development of Land (the “Agreement”), dated May 31, 2005, and approved under Resolution 05-175, whereby Ivory agreed to purchase and develop certain property from the City;” and

WHEREAS, the City Council previously adopted Resolution 05-175, which approved an incorrect Amendment No.3 to the Agreement; and

WHEREAS, the Parties desire to correctly amend certain provisions of that Agreement in order extend the 2008 Closing; and

WHEREAS, a corrected Amendment has been prepared for execution by and between the City and Ivory Land Corporation. A copy of said Amendment is attached hereto and entitled “Amendment No. 3 to the Westridge Agreement for the Purchase and Development of Land.” This Amendment sets forth the rights, duties, and obligations of each of the parties thereto; and

WHEREAS, the City Council of West Valley City, Utah, does hereby determine that it is in the best interest of the health, safety, and welfare of the citizens of West Valley City to approve the Amendment;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the City Council of West Valley City, Utah, as follows:

1. That the approval of Resolution 05-175 is hereby revoked and replaced by this Resolution.
2. That Amendment 3 to the Westridge Agreement for the Purchase and Development of Land is hereby approved and the Mayor is hereby authorized to execute said document for and in behalf of West Valley City, subject to approval of the final form of the document by the City Manager and City Attorney’s Office.

PASSED, APPROVED, and MADE EFFECTIVE this _____ day of _____, 2008.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER